

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

- - - - - x
UNITED STATES OF AMERICA : INFORMATION
:
- v. - : 15 Cr. ____ (LAP)
:
ANTHONY TORRES, :
:
Defendant. :
:
- - - - - x

COUNT ONE

(Conspiracy to Obstruct Justice by Hindering the Investigation
of a Federal Crime and the Filing of False Forms)

The United States Attorney charges:

1. From on or about December 19, 2012, through on or about March 16, 2015, in the Southern District of New York and elsewhere, ANTHONY TORRES, the defendant, and others known and unknown, willfully and knowingly combined, conspired, confederated, and agreed together and with each other to commit offenses against the United States, to wit, (a) obstruction of justice, in violation of Title 18, United States Code, Sections 1512(b)(3) & (k); and (b) filing of false forms, in violation of Title 18, United States Code, Section 1519.

Objects of the Conspiracy

2. It was a part and an object of the conspiracy that ANTHONY TORRES, the defendant, and others known and unknown, would and did knowingly use intimidation, threaten, and corruptly persuade another person and engage in misleading

conduct toward another person, with intent to hinder, delay, and prevent the communication to a law enforcement officer of the United States of information relating to the commission and possible commission of a federal offense, to wit, TORRES and others known and unknown agreed to make false statements to Department of Correction investigators and law enforcement agencies with respect to the death of Ronald Spear, an inmate at Rikers Island, in violation of Title 18, United States Code, Sections 1512(b)(3) & (k).

3. It was a part and an object of the conspiracy that ANTHONY TORRES, the defendant, and others known and unknown, knowingly altered, destroyed, mutilated, concealed, covered up, falsified, and made a false entry in a record, document, and tangible object with the intent to impede, obstruct, and influence the investigation and proper administration of a matter within the jurisdiction of a department and agency of the United States, to wit, TORRES and others known and unknown agreed to falsify use of force reports with the intent to impede the investigation of the death of Ronald Spear, an inmate at Rikers Island, which investigation falls within the jurisdiction of the United States Attorney's Office for the Southern District of New York, in violation of Title 18, United States Code, Section 1519.

Overt Acts

4. In furtherance of the conspiracy, and to effect the illegal objects thereof, ANTHONY TORRES, the defendant, and others known and unknown, committed the following overt acts, among others, in the Southern District of New York and elsewhere:

a. On or about December 19, 2012, TORRES and a co-conspirator not named as a defendant herein ("CC-1") submitted use of force reports to the New York City Department of Correction Investigative Division that contained false, misleading, and incomplete information about the use of force incident with inmate Ronald Spear, which incident led to the death of Ronald Spear.

b. On or about November 1, 2013, TORRES met with the Bronx District Attorney's Office in connection with its investigation into the death of Ronald Spear and made false, misleading and incomplete statements about the events of December 19, 2012.

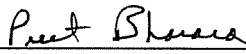
(Title 18, United States Code, Section 371.)

COUNT TWO
(Filing of False Reports)

5. On or about December 19, 2012, ANTHONY TORRES, the defendant, knowingly altered, destroyed, mutilated, concealed, covered up, falsified, and made a false entry in a record,

document, and tangible object with the intent to impede, obstruct, and influence the investigation and proper administration of a matter within the jurisdiction of a department and agency of the United States, to wit, TORRES falsified a use of force report with the intent to impede the investigation of the death of Ronald Spear, an inmate at Rikers Island, which investigation falls within the jurisdiction of the United States Attorney's Office for the Southern District of New York.

(Title 18, United States Code, Section 1519.)



PREET BHARARA
United States Attorney

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(18 U.S.C. §§ 371, 1519.)

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United States Attorney.
